United States Bankruptcy Court Southern District of Mississippi

In re: Case No. 23-01140-JAW

Bison Land & Minerals, LLC Chapter 11

Debtor

## CERTIFICATE OF NOTICE

District/off: 0538-3 User: mssbad Page 1 of 2
Date Rcvd: Sep 22, 2023 Form ID: pdf012 Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 24, 2023:

Recipi ID Recipient Name and Address

dbpos + Bison Land & Minerals, LLC, 240 Buckhead Drive, Madison, MS 39110-6616

intp + Geary Trigleth, 240 Buckhead Drive, Madison, MS 39110-6616

TOTAL: 2

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 24, 2023 Signature: /s/Gustava Winters

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 22, 2023 at the address(es) listed below:

Name Email Address

Abigail M. Marbury

on behalf of U.S. Trustee United States Trustee abigail.m.marbury@usdoj.gov anita.f.benson@usdoj.gov

Christopher H Meredith

on behalf of Attorney Copeland Cook, Taylor & Bush, P.A. cmeredith@cctb.com,

bankruptcy-group@cctb.com; CCTB bankruptcyteam@ecf.courtdrive.com

Christopher H Meredith

on behalf of Creditor Farden Construction Inc. cmeredith@cctb.com, bankruptcy-group@cctb.com; CCTBbankruptcyteam@ecf.courtdrive.com

Christopher H Meredith

on behalf of Creditor Stevens Welding and Machine LLC cmeredith@cctb.com bankruptcy-group@cctb.com;CCTBbankruptcyteam@ecf.courtdrive.com

Christopher J. Steiskal, Sr.

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on behalf of U.S. Trustee United States Trustee christopher.j.steiskal@usdoj.gov sarita.dukes@usdoj.gov

Robert A. Byrd

rab@byrdwiser.com rbyrd@ecf.axosfs.com

Robert Alan Byrd

on behalf of Trustee Robert A. Byrd rab@byrdwiser.com wrs@byrdwiser.com;WandaRitaStanovich@gmail.com

Timothy J. Anzenberger

on behalf of Creditor Kiat Tze Goh tim.anzenberger@arlaw.com amy.nichols@arlaw.com

Timothy J. Anzenberger

on behalf of Creditor Greg Pollard tim.anzenberger@arlaw.com amy.nichols@arlaw.com

Timothy J. Anzenberger

on behalf of Creditor Sparrow Oil & Gas LLC tim.anzenberger@arlaw.com amy.nichols@arlaw.com

United States Trustee

USTPRegion05.JA.ECF@usdoj.gov

TOTAL: 11



#### SO ORDERED,

Judge Jamie A. Wilson United States Bankruptcy Judge Date Signed: September 22, 2023

The Order of the Court is set forth below. The docket reflects the date entered.

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF MISSISSIPPI

IN RE:

BISON LAND & MINERALS LLC, CASE NO. 23-01140-JAW

DEBTOR. CHAPTER 11

IN RE:

ENTEC SERVICES, LLC, CASE NO. 23-01141-JAW

DEBTOR. CHAPTER 11

IN RE:

GEARY TRIGLETH CASE NO. 23-01504-JAW

DEBTOR. CHAPTER 11

To: Bison Land & Minerals LLC c/o Geary Trigleth

EnTec Services, LLC c/o Geary Trigeth

Geary Trigleth, pro se

### **ORDER TO SHOW CAUSE**

You are hereby ordered to appear for a telephonic hearing on September 29, 2023, at 9:00 a.m. (the "Show Cause Hearing"), and show cause why the above-referenced bankruptcy cases (the

"Bankruptcy Cases") should not be dismissed. *See* 11 U.S.C. § 1112(b). **The dial-in number for the telephonic hearing is 877-336-1839; Access Code: 827999.** The Court issues this Order to Show Cause because of the seriousness of the allegations contained in the Emergency Motion for Injunctive Relief and Sanctions Against Geary Trigleth filed by Sparrow Oil & Gas LLC, Greg Pollard, and Kiat "Kenny" Tze Goh (collectively the "Sparrow Creditors") in the chapter 11 bankruptcy cases of Bison Land & Minerals LLC (No. 23-01140-JAW Dkt. #99), EnTec Services, LLC (No. 23-01141-JAW Dkt. #104), and Geary Trigleth (No. 23-01504-JAW Dkt. #67) (collectively, the "Debtors"). These allegations include the following:

- 1. That Geary Trigleth is the managing and majority member of Bison Land & Minerals LLC ("Bison") and sole owner of EnTec Services, LLC ("EnTec") and is the debtor in his individual bankruptcy case.
- 2. That the Sparrow Creditors filed motions to dismiss in each of the Bankruptcy Cases (No. 23-01140-JAW Dkt. #58; No. 23-01141-JAW Dkt. #54; No. 23-01504-JAW Dkt. #32). The allegations in the motions to dismiss detail Geary Trigleth's outrageous conduct, both pre- and post-petition. According to the Sparrow Creditors, Geary Trigleth's conduct reveals that he filed the Bankruptcy Cases to thwart the litigation filed against the Debtors in North Dakota.
- 3. That before and after the Bankruptcy Cases were filed, Geary Trigleth sent a barrage of profanity-laced and shockingly offensive emails and text messages to the Sparrow Creditors and their attorneys.
- 4. That earlier this week, Geary Trigleth escalated the outrageous nature of his communications. His latest barrage of messages to the Sparrow Creditors include insults and threats directed not only at the Sparrow Creditors and their counsel but also at their families. Some of these communications include threats of physical violence.
- 5. That Geary Trigleth has begun sending harassing and potentially threatening emails to his prior counsel in his individual bankruptcy case and prior counsel for Bison and EnTec in their bankruptcy cases.
- 6. That Geary Trigleth lacks the temperament, judgment, and business acuity to manage Bison and EnTec as debtors-in-possession. His atrocious conduct indicates that he filed these Bankruptcy Cases and is managing Bison and EnTec solely for his own goal of depriving the Sparrow Creditors of their equity interests and reaping future profits from the assets of these bankruptcy estates for his own benefit.

Section 1112(b) allows a bankruptcy court to dismiss a chapter 11 case "for cause," when it is in the best interest of the creditors and the estate. Examples of "cause" set forth in the statute include a "substantial or continuing loss to or diminution of the estate and the absence of a reasonable likelihood of rehabilitation," "gross mismanagement of the estate," "failure to maintain appropriate insurance that poses a risk to the estate or to the public," "unauthorized use of cash collateral," and "failure to comply with an order of the court." 11 U.S.C. § 1112(b)(4). That list, however, is not exhaustive. Instead, the "inquiry under § 1112 is case-specific, focusing on the circumstances of each debtor." *United Savs. Ass'n of Tex. v. Timbers of Inwood Forest Assocs.*, *Ltd.* (*In re Timbers of Inwood Forest Assocs.*, *Ltd.*), 808 F.2d 363, 371-72 (5th Cir. 1987).

In addition, this Court has the inherent power and authority to dismiss the Bankruptcy Cases as a sanction for Geary Trigleth's behavior. *See* 11 U.S.C. § 105; *In re Odam*, No. 17-50035, 2019 WL 1752584, at \*4 (Bankr. N.D. Tex. Apr. 17, 2019) ("The Court possesses authority to dismiss [the debtor]'s case without request from a party in interest"); *In re McMahan*, 481 B.R. 901, 915 (Bankr. S.D. Tex. 2012) (describing bankruptcy court's authority to consider the potential for abuse in every case and issue any order necessary or appropriate to prevent abuse).

Accordingly, the Court sets the Show Cause Hearing to take place telephonically at the above date and time to determine whether it is in the best interest of the creditors and the estate to dismiss the Bankruptcy Cases.

##END OF ORDER##